

TROUTMAN SANDERS LLP
David J. Sheehan (DS 4818)
Clement H. Berne (CB 3579)
The Legal Center
One Riverfront Plaza
Newark, New Jersey 07102
(973) 645-0772

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X

ALEXANDRIA ELIAS, ROXANNE SCHER,
DOLORES BAEZ and JENNIFER TOSI,
on behalf of themselves and all others
similarly situated, : Civil Action No.:
2:06-cv-02448-KSH-PS

: Plaintiffs,

: -against-

UNGAR'S FOOD PRODUCTS, INC.,
d/b/a DR. PRAEGER'S SENSIBLE FOODS
and SENSIBLE FOODS LLC d/b/a,
DR. PRAEGER'S SENSIBLE FOODS, : NOTICE OF MOTION
FOR CLASS
CERTIFICATION

: Defendants.

-----X

PLEASE TAKE NOTICE that upon the annexed declaration of Matthew J. Aaronson,
dated May 16, 2007, the accompanying Memorandum of Law, and upon all prior proceedings
had herein, plaintiffs Alexandria Elias, Roxanne Scher, Dolores Baez and Jennifer Tosi will
move this Court before the Honorable Katherine S. Hayden, United States District Judge, Martin
Luther King Building & U.S. Courthouse, 50 Walnut Street, Newark, NJ 07101, on the 9th day
of July, 2007, at 9:30 a.m., or as soon thereafter as counsel may be heard, for an order pursuant
to Rule 23 of the Federal Rules of Civil Procedure, granting the within motion for class

certification and further granting such other and further relief as the Court may deem just and proper.

PLEASE TAKE FURTHER NOTICE that any answering papers in opposition to this motion must be served and filed no later than June 15, 2007 in accordance with this Court's Order on Informal Application and Amended Pretrial Scheduling Order entered on February 1, 2007.

PLEASE TAKE FURTHER NOTICE that plaintiffs respectfully request oral argument. A proposed form of order is attached.

Dated: Newark, New Jersey
May 16, 2007

TROUTMAN SANDERS LLP
The Legal Center
One Riverfront Plaza
Newark, New Jersey 07102
(973) 645-0772
By: Clement H. Berne
David J. Sheehan (DS-4818)
Clement H. Berne (CB 3579)

-and-

Charles P. Greenman
Matthew J. Aaronson
The Chrysler Building
405 Lexington Avenue
New York, New York 10174
(212) 704-6000

Attorneys for Plaintiffs

To: SAIBER SCHLESINGER SATZ
& GOLDSTEIN, LLC
One Gateway Center
13th Floor
Newark, New Jersey 07102

TROUTMAN SANDERS LLP
David J. Sheehan (DS 4818)
Clement H. Berne (CB 3579)
The Legal Center
One Riverfront Plaza
Newark, New Jersey 07102
(973) 645-0772

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X

ALEXANDRIA ELIAS, ROXANNE SCHER, DOLORES BAEZ and JENNIFER TOSI, on behalf of themselves and all others similarly situated,	:	Civil Action No.: 2:06-cv-02448-KSH-PS
Plaintiffs,	:	
-against-	:	
UNGAR'S FOOD PRODUCTS, INC., d/b/a DR. PRAEGER'S SENSIBLE FOODS and SENSIBLE FOODS LLC d/b/a, DR. PRAEGER'S SENSIBLE FOODS,	:	DECLARATION IN SUPPORT OF PLAINTIFFS' MOTION FOR CLASS CERTIFICATION
Defendants.	:	

-----X

MATTHEW J.AARONSON, declares, under penalties of perjury, as follows:

1. I am associated with Troutman Sanders LLP, attorneys for plaintiffs Alexandria Elias, Roxanne Scher, Dolores Baez and Jennifer Tosi ("plaintiffs"), and submit this affidavit in support of plaintiffs' motion for class certification pursuant to Rule 23 of the Federal Rules of Civil Procedure.

2. Attached hereto as Exhibit 1 is a copy of an eleven ounce package of Dr. Praeger's California Veggie Burgers, purchased at retail, the contents of which were submitted to ABC Research Corp. for nutritional testing on May 25, 2006.

3. Attached hereto as Exhibit 2 is a copy of a sixty ounce package of Dr. Praeger's California Veggie Burgers, purchased at retail.

4. Attached hereto as Exhibit 3 is a copy of a package of Dr. Praeger's Broccoli Pancakes, purchased at retail, the contents of which were submitted to ABC Research Corp. for nutritional testing on May 25, 2006.

5. Attached hereto as Exhibit 4 is a copy of a package of Dr. Praeger's Potato Pancakes, purchased at retail, the contents of which were submitted to ABC Research Corp. for nutritional testing on May 25, 2006.

6. Attached hereto as Exhibit 5 is a copy of a package of Dr. Praeger's Spinach Pancakes, purchased at retail, the contents of which were submitted to ABC Research Corp. for nutritional testing on May 25, 2006.

7. Attached hereto as Exhibit 6 is a copy of the nutritional testing reports, dated June 1, 2006, describing results from testing performed on Dr. Praeger's 11 oz. California Veggie Burgers, Dr. Praeger's Spinach Pancakes, Dr. Praeger's Broccoli Pancakes, and Dr. Praeger's Potato Pancakes, performed by ABC Research Corp., 3437 S.W.24th Avenue, Gainsville, Florida 32607, at the request of counsel for plaintiffs.

8. Attached hereto as Exhibit 7 is a copy of a document purported to be a nutritional testing report, dated January 31, 2006 (DRP0006836-0006841) describing results from testing performed on Dr. Praeger's 60 oz. California Veggie Burgers, performed by Michelson Laboratories, Inc., 6280 Chalet Drive, Commerce, California 90040-3761.¹

¹ Defendants produced the documents marked as Exhibits 7-12 and designated them as confidential. Exhibits 7-12 will be submitted separately upon entry of an order sealing such Exhibits.

9. Attached hereto as Exhibit 8 is an email from Jeffrey Cohen to James Gianninoto, dated February 9, 2007 (DRP0015452). Accompanying the email is a chart prepared by defendants that lists sales and financial information (DRP0015453).

10. Attached hereto as Exhibit 9 is an email from Dr. Porus Aria of QC Laboratories to Larry Praeger (DRP0001447), dated February 1, 2005.

11. Attached hereto as Exhibit 10 is an email from Ted Birkahn of Peppercom, Inc. to Larry Praeger (DRP0012654), dated May 12, 2006.

12. Attached hereto as Exhibit 11 is Defendants' response to Interrogatory No. 14 from Defendants' Objections and Responses to Plaintiffs' First Set of Interrogatories, dated December 27, 2006.

13. Attached hereto as Exhibit 12 is a copy of the nutritional testing reports (DRP0015069-0015080), dated February 23, 2006, describing results from testing performed on Dr. Praeger's 60 oz. California Veggie Burgers and Dr. Praeger's Spinach Pancakes, performed by QC Laboratories, 1205 Industrial Blvd., P.O. Box 514, Southhampton, PA 18966-0514.

14. I declare under penalty of perjury under the laws of the United States of America that the foregoing is true and correct.

Dated: May 16, 2007



MATTHEW J. AARONSON

Exhibit 1

DR.PRAEGER'S

DR.PRAEGER'S®

ALL NATURAL TOBG
INDEPENDENTLY INSPECTED
4 BURGERS
veggie burgers
NET WT. 11 OZ (312g)

DR.PRAEGER'S®
ALL NATURAL
california
veggieburgers

Made with Oat Bran
0g trans fat, saturated fat & cholesterol
GMO Free

American Heart Association
Meets American Heart Association food criteria for
natural fat and cholesterol for healthy people over age 2.
While many factors affect heart disease, eating low in saturated fat
and cholesterol may reduce the risk of this disease.

NET WT. 11 OZ (312g) KEEP FROZEN  KOSHER PA

DR.PRAEGER'S®
ALL NATURAL
california veggieburgers

DR. PRAEGER'S

4 BURGERS

INDIVIDUALLY WRAPPED

ALL NATURAL
veggieburgers

NET WT 11OZ(312g)

Nutrition Facts	
Serving Size Burger (78g)	Servings Per Container 4
Calories 82	Calories from Fat 30
Total Fat 4g	% Daily Value*
Saturated Fat 0g	3%
Trans Fat 0g	0%
Cholesterol 0mg	0%
Sodium 190mg	8%
Total Carbohydrate 9g	4%
Dietary Fiber 4g	18%
Sugar 0g	
Protein 5g	
Vitamin A 50% • Vitamin C 7%	
Calcium 5% • Iron 7%	

*Percent Daily Values are based on a 2,000 calorie diet. Your daily values may be higher or lower depending on your calorie needs.

Calories per gram:
Fat 9 • Carbohydrate 4 • Protein 4

Cooking Instructions
Keep Frozen Prior to Cooking.
Oven or Toaster Oven: Preheat oven on broil. Do not add any shortening. Broil 5-7 minutes on each side or until browned to taste.
Barbecue: Place on hot barbecue until golden brown.

Dear Valued Customer:
I believe that being healthy is a combination of genetics and a balanced life style including exercise and eating sensibly. As a former patient in the food business, I am concerned about my patients' reactions to many diet labels as part of their ongoing cardiac care.

Working with the family of Dr. Peter P. Praeger, a former patient in the food business, I set out to create great foods that are both low in cholesterol and saturated fats, and are free of preservatives and artificial ingredients. The result is "Dr. Praeger's Sensible Foods," designed to contain only the freshest ingredients, prepared under strict house supervision.

Dr. Praeger's Sensible Foods is the perfect combination of taste and convenience, for a health conscious lifestyle. Enjoy!

Thank you,
Dr. Peter Praeger

Ingredients
A former patient in the food business, I set out to create great foods that are both low in cholesterol and saturated fats, and are free of preservatives and artificial ingredients. The result is "Dr. Praeger's Sensible Foods," designed to contain only the freshest ingredients, prepared under strict house supervision.

Dr. Praeger's Sensible Foods is the perfect combination of taste and convenience, for a health conscious lifestyle. Enjoy!

Thank you,
Dr. Peter Praeger

Dr. Praeger's Sensible Foods™
1100 Park Street, Suite 100
Brentwood, CA 94513
www.drpraigersonline.com
EU# 30122576

American Heart Association
American Heart Association is a registered trademark of the American Heart Association, Inc. © 2005 American Heart Association, Inc. All rights reserved. Used with permission.



4

4

Job 6283

21-027-108SC

8/05 11

DR. PRAEGER'S®
A L L N A T U R A L
california
veggie burgers
Made with Oat Bran
fat & cholesterol
GMO Free

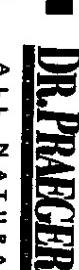
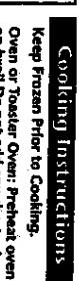


Exhibit 2



16BURGERS
INDIVIDUALLY WRAPPED

ALL NATURAL

DR.PRAEGER'S

ALL NATURAL



American Heart Association
Member American Heart Association food criteria for
saturated fat and cholesterol for healthy people over 20
years of age affect heart disease, death from all causes and
other diseases may reduce the risk of these diseases.



NET WT. 60 OZ. (3.75 lbs) (1.7kg) KEEP FROZEN

DR.PRAEGER'S
INDIVIDUALLY WRAPPED
ALL NATURAL
california
veggie burgers

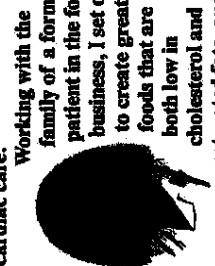
16BURGERS
INDIVIDUALLY WRAPPED

DR.PRAEGER'S®

ALL NATURAL
california
veggie burgers

Dear Valued Customer:

I believe that being healthy is a combination of genetics and a balanced life style, including exercise and eating sensibly. As a Cardiac Surgeon, I am concerned that my patients maintain sensible diet habits as part of their ongoing cardiac care.

**Nutrition Facts**

Serving Size 1 Burger (107g)

Servings Per Container 18

Amount Per Serving

Calories 110 Calories from Fat 35

% Daily Value*

Total Fat 4g 6%

Saturated Fat 0g 0%

Trans Fat 0g 0%

Cholesterol 0mg 0%

Sodium 220mg 9%

Total Carbohydrate 12g 4%

Dietary Fiber 5g 20%

Sugars 0g

Protein 7g

Vitamin A 53% • Vitamin C 19%

Calcium 7% • Iron 11%

*Percent Daily Values are based on a 2,000 calorie diet. Your daily values may be higher or lower depending on your calorie needs.

Calories: 2,000 2,500

Total Fat Less than 65g 80g

Sat. Fat Less than 25g 25g

Cholesterol Less than 300mg 300mg

Sodium Less than 2,400mg 2,400mg

Total Carbohydrate 300g 375g

Dietary Fiber 25g 30g

Calories per gram:

Carbohydrate 4 • Protein 4

Fat 9 • Cholesterol 4

INGREDIENTS: Carrots, Onions, String Beans, Soy Beans, Zucchini, Peas, Textured Soy Flour, Spinach, Broccoli, Cabbage, Extra-Virgin Canola Oil, Corn, Red Pepper, Arrowroot, Corn Starch, Garlic, Corn Meal, Salt, Parsley, Black Pepper.

2 SPIN
S101-2012
S173-101

Made with Oat Bran

Cholesterol Free
GMO Free
No Trans Fatty Acids

Cooking Instructions

Keep Frozen Prior to Cooking.
 Oven or Toaster Ovens: Preheat oven, on broil. Do not add any shortening. Broil 5-7 minutes on each side or until browned to taste.
 Barbecue: Place on barbecue until golden brown.



American Heart Association
 Home American Heart Association food criteria for
 saturated fat and cholesterol for healthy people over age 2.
 While many Americans eat more than the recommended amount of
 saturated fat and cholesterol, this is not the case for all Americans.
 For more information about heart health, visit www.heart.org.

④ Kosher Parve

Dr. Praeger's Sensible Foods™
 Products Manufactured by:
 Dr. Praeger's Food Products
 Simwood Park, NJ 07407
www.drpraegers.com
 22274

Another Great
 Dr. Praeger's Product!
 Thank you,

 Dr. Peter Praeger

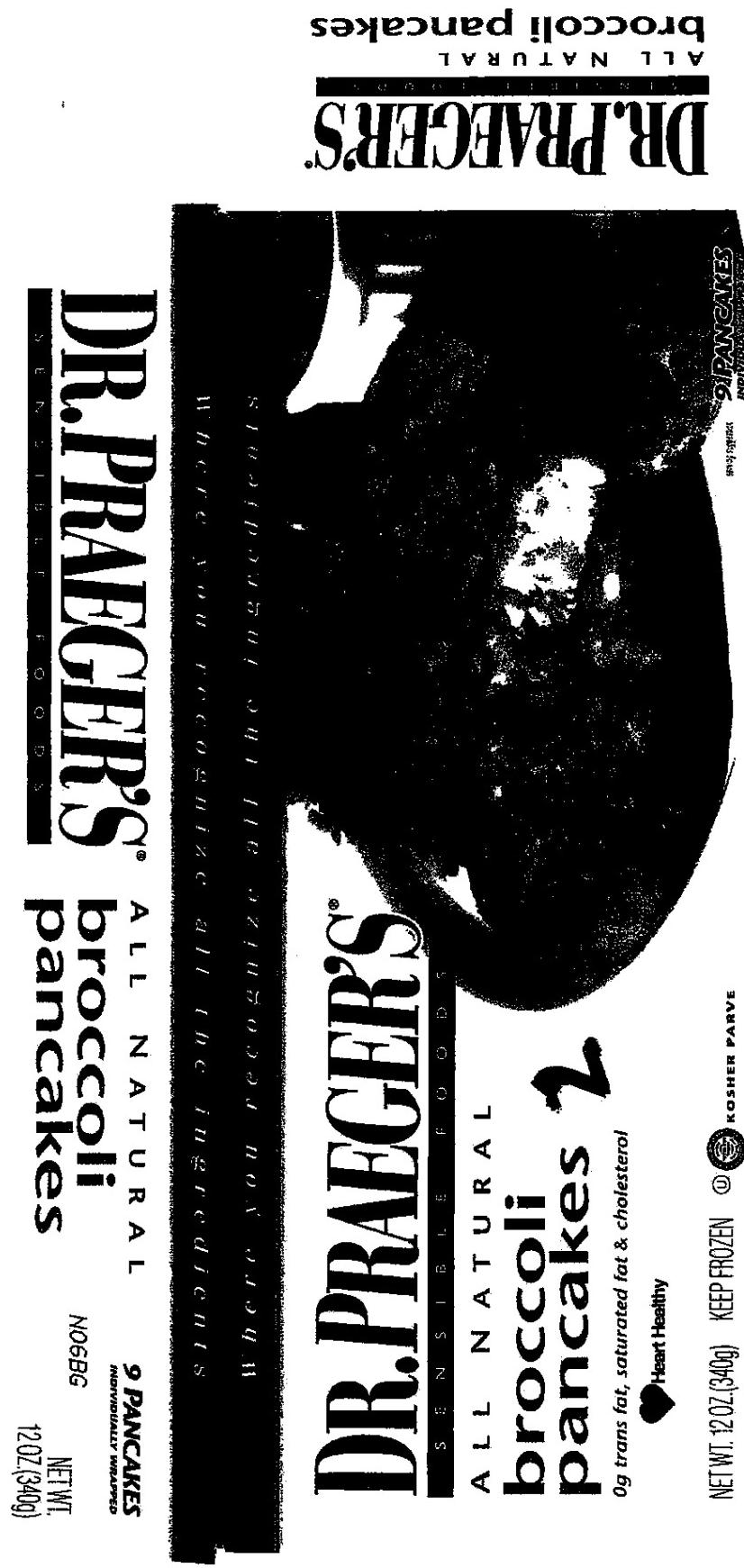
DR.PRAEGER'S®
ALL NATURAL
california
veggie burgers

16BURGERS
 INDIVIDUALLY WRAPPED
 NET WT. 60.7 (3.75 lbs) (1.7kg)



0 80868 00110 0

Exhibit 3



DR.PRAEGER'S®
SENSIBLE FOODS
ALL NATURAL
broccoli pancakes

Job# 63364
21-027-120SC
1005 14

DR. PRAEGER'S® ALL NATURAL broccoli pancakes

Cooking Instructions

Keep Frozen Prior to Cooking.
Oven or Toaster Oven: Preheat oven on Broil. Do not add any shortening. Broil 5-6 minutes on each side or until browned to taste.

Microwave 2 minutes each side. Serve with sour cream or apple sauce.

0g trans fat,
0g saturated fat & cholesterol

Ingredients

BRASSICA OLERACEA, ONIONS, EGG WHITES,
POTATO FLOUR, EXTRA-LINSEED CAVIA
OIL, SALT, GARLIC, BLACK PEPPER.



KOSHER PARVE

Another great

product manufactured by:
Dr. Praeger's Sensible Foods™

Imperial Food Products
Bramwood Park, N.J. 07407
www.drpriaggers.com
EU 3001297ers



Nutrition Facts

Serving Size 1 Pancake (38g)

Serving Per Container 9

Amount per Serving

Calories 40 Calories from Fat 20

% Daily Value

Total Fat 2g 3%

Saturated Fat 0g 1%

Trans Fat 0g 0%

Cholesterol 0mg 0%

Sodium 130mg 6%

Total Carbohydrate 5g 2%

Dietary Fiber <1g 2%

Sugars 0g 0%

Protein 1g 19%

Vitamin A 43% • Vitamin C 18%

Calcium 1% • Iron 1%

• Percent Daily Values are based on a 2,000 calorie diet. Your daily caloric needs may be higher or lower depending on your calorie requirements.

0.05g Protein

0.02g Fiber

0.02g Sugars

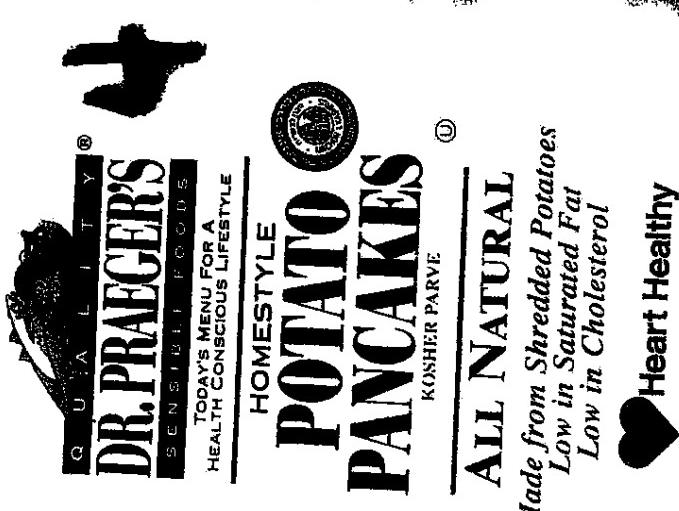
0.02g Protein



DR. PRAEGER'S® ALL NATURAL broccoli pancakes

9 PANCAKES
INDIVIDUALLY WRAPPED
NET WT.
12oz(340g)

Exhibit 4

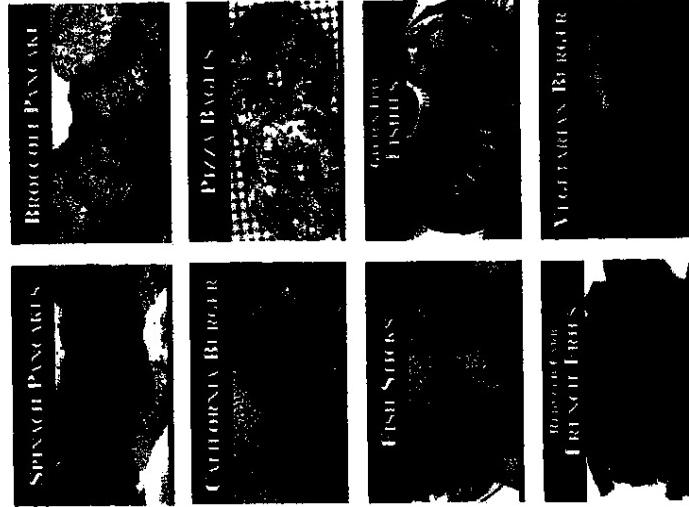




HOMESTYLE POTATO PANCAKES



NET WT.
12.7 oz. (360g)



Job#5672
21-027-64SC
12

Nutrition Facts

Serving Size 1 Pancake (40g)	% Daily Value*
Serving Per Container 9	1%
Amount Per Serving	
Calories 50	Calories from Fat 20
Total Fat 2.5g	4%
Saturated Fat 0g	1%
Cholesterol 15mg	5%
Sodium 65mg	4%
Total Carbohydrate 7g	2%
Dietary Fiber less than 1g	3%
Sugars 0g	
Protein 2g	
Vitamin A 0% • Vitamin C 7%	
Calcium 1% • Iron 3%	

*Percent Daily Values are based on a 2,000 calorie diet. Your daily values may be higher or lower depending on your caloric needs.

Calories	2,000	2,500
Total Fat	Less than 65g	80g
Sat Fat	Less than 20g	25g
Cholesterol	Less than 300mg	300mg
Sodium	2,400mg	2,400mg
Total Carbohydrate	300g	375g
Dietary Fiber	25g	30g

Calories per gram:
Fat 9 • Carbohydrate 4 • Protein 4

DR. PRAEGER'S
HOMESTYLE POTATO PANCAKES

TOPPS MEALS LINEAR

NET WT. 12.7 oz. (360g)

Product Manufactured By:
Unger's Food Products
Elmwood Park, N.J. 07407
www.drpaeplers.com

KOSHER PARVE

Another Great
"DR. PRAEGER'S SENSIBLE FOODS"®

Product Manufactured By:
Unger's Food Products
Elmwood Park, N.J. 07407
www.drpaeplers.com

Dear Valued Customer:
I believe that being healthy is a combination of genetics and a balanced life style, including exercise and eating sensibly. As a Certified Surgeon, I am concerned that my patients maintain sensible diet habits as part of their ongoing cardiac care. Working with the family of a former patient in the food business, I set out to create great foods that are both low in cholesterol and saturated fats, and are free of preservatives and artificial ingredients. The result is "Dr. Praeger's Sensible Foods," designed to contain only the freshest ingredients, prepared under strict kosher supervision. Dr. Praeger's Sensible Foods is the perfect combination of taste and convenience, for a health conscious lifestyle. Enjoy!!

Thank you,

Dr. Peter Praeger



Exhibit 5

spinach pancakes

ALL NATURAL

DR.PRAEGER'S

DR.PRAEGER'S®
ALL NATURAL
spinach
pancakes

NET WT.
12 OZ (340g)

WOWSAB
INDIVIDUALLY WRAPPED
SUSANNALE FOODS

Storage & Preparation Instructions
When cooking, microwave or
fry in oil or butter.

DR.PRAEGER'S®
ALL NATURAL
spinach pancakes

SUSANNALE FOODS

spinach pancakes

0g trans fat, saturated fat & cholesterol



NET WT. 12 OZ (340g) KEEP FROZEN © KOSHER PARVE

PANCAKES
PRODUCT

HAPPY MEAL

DR.PRAEGER'S®
SUSANNALE FOODS
ALL NATURAL

DR. PRAEGER'S®

ALL NATURAL **spinach** **pancakes**

NET WT. 12oz (340g)

9 PANCAKES

Nutrition Facts

Serving Size 1 Pancake (35g)
Serving Per Container 9
Amount Per Container

Calories 40	Calories from Fat 20
Total Fat 2g	% Daily Value
Saturated Fat 0g	1%
Trans Fat 0g	
Cholesterol 0mg	0%
Sodium 130mg	6%
Total Carbohydrates 5g	2%
Dietary Fiber <1g	3%
Sugars 0g	
Protein 1g	
Vitamin A 31%	
Vitamin C 5%	
Calcium 2%	

*Percent Daily Values are based on a 2,000 calorie diet. Total daily values may be higher or lower depending on your caloric needs.

Total Fat	2g	100	1.00
less than	0g		
Saturated	0g		
Cholesterol	0mg		
Less than	0mg		
Total Carbohydrates	5g	250	5.00
Dietary Fiber	<1g	250	0.20
Cholesterol per Pancake	0mg		
Fat & Cholesterol	4 • Protein 1g		

Dear Valued Customer:
I believe that being healthy is a combination of genetics and a balanced life style. As a concerned health care professional, as a cardiac surgeon, I am concerned that my patients maintain sensible diets, able as part of their ongoing cardiac care.
Whether with the family or former patient in the long distance, I have tried to create great foods that are both low in cholesterol and saturated fats, and are free of preservatives and artificial ingredients. The result is "Dr. Praeger's Spinach Pancakes," designed to retain only the freshest, highest quality ingredients, prepared under strict kosher supervision.
Dr. Praeger's Spinach Pancakes is the perfect combination of taste and convenience, for a healthy nutritious lifestyle.

Thank you,
Dr. Peter Praeger

DR. PRAEGER'S®
ALL NATURAL **spinach** **pancakes**

0g trans fat; saturated fat & cholesterol

INGREDIENTS
SPINACH, POTATOES, ONIONS, EGG WHITES, POTATO FLAKES, BULGUR, PRESEDED CANOLA OIL, SALT, GARLIC, PEPPER.

KOSHER PARVE

Dr. Praeger's Sensible Foods™
Product Manufactured by:
Urgent Foods Products
Brimwood Park, NJ 07407
www.drpraegers.com
EU: 3001257875

**John # 6964
21-027-119SC
10/05 6**

0 808681000558

Exhibit 6

ABC Research Corp.

3437 S.W. 24th Avenue • Gainesville, Florida 32607 • 352-372-0436 • Fax 352-378-6483 • visit us @ www.abcr.com

A Better Company For Your Professional Analytical Needs

Sample Group #: 06006909

Finalized: Jun 1 2006

Received: May 25 2006

Print Date: Jun 1 2006

Description: Dr. Praeger's Burgers & Pancakes

MATTHEW AARONSON ESQ.

Client #: 15596

TROUTMAN SANDERS, LLP

Phone: 212-704-6006

405 LEXINGTON AVENUE

Fax: 212-704-5901

NEW YORK , NY 10174

ANALYTICAL RESULTS

Results are representative of the sample(s) as submitted

Sample #: 06006909-1					
Description: California Veggie Burgers (Lot Code T06BG)					
ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
FAT Analysis started on 5/27/2006	11.4	%	1	AOAC 922.06, 948.15	
CARBOHYDRATE Analysis started on 5/27/2006	18.2	%	1	CALC	
CALORIES Analysis started on 5/27/2006	203	Cal/100g	1	CALC	
PROTEIN Analysis started on 5/27/2006	6.9	%	0.1	AOAC 984.13 - Mod.	
MOISTURE Analysis started on 5/27/2006	62.0	%	0.1	AOAC - MOISTURE	
ASH Analysis started on 5/27/2006	1.5	%	0.1	AOAC 920.153	
SODIUM Analysis started on 5/27/2006	219	mg/100g	0.05	SW 6010 (FOODS)	

Sample #: 06006909-2					
Description: Broccoli Pancakes (Lot Code NO6BG)					
ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
FAT Analysis started on 5/27/2006	10.0	%	1	AOAC 922.06, 948.15	
CARBOHYDRATE Analysis started on 5/27/2006	15.1	%	1	CALC	
CALORIES	161.6	Cal/100g	1	CALC	

ABC Research Corp.

3437 S.W. 24th Avenue • Gainesville, Florida 32607 • 352-372-0436 • Fax 352-378-6483 • visit us @ www.abcr.com

A Better Company For Your Professional Analytical Needs

Sample Group #: 06006909

Finalized: Jun 1 2006

Received: May 25 2006

Print Date: Jun 1 2006

Description: Dr. Praeger's Burgers & Pancakes

MATTHEW AARONSON ESQ.

Client #: 15596

TROUTMAN SANDERS, LLP

Phone: 212-704-6006

405 LEXINGTON AVENUE

Fax: 212-704-5901

NEW YORK , NY 10174

ANALYTICAL RESULTS

Results are representative of the sample(s) as submitted

Sample #: 06006909-2					
Description: Broccoli Pancakes (Lot Code NO6BG)					
ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
Analysis started on 5/27/2006					
PROTEIN Analysis started on 5/27/2006	2.8	%	0.1	AOAC 984.13 - Mod.	
MOISTURE Analysis started on 5/27/2006	70.5	%	0.1	AOAC - MOISTURE	
ASH Analysis started on 5/27/2006	1.6	%	0.1	AOAC 920.153	
SODIUM Analysis started on 5/27/2006	348	mg/100g	0.05	SW 6010 (FOODS)	

Sample #: 06006909-3					
Description: Broccoli Pancakes (Lot Code R06CE)					
ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
FAT Analysis started on 5/27/2006	8.6	%	1	AOAC 922.06, 948.15	
CARBOHYDRATE Analysis started on 5/27/2006	15.8	%	1	CALC	
CALORIES Analysis started on 5/27/2006	154.6	Cal/100g	1	CALC	
PROTEIN Analysis started on 5/27/2006	3.5	%	0.1	AOAC 984.13 - Mod.	
MOISTURE Analysis started on 5/27/2006	70.6	%	0.1	AOAC - MOISTURE	

ABC Research Corp.

3437 S.W. 24th Avenue • Gainesville, Florida 32607 • 352-372-0436 • Fax 352-378-6483 • visit us @ www.abcr.com

A Better Company For Your Professional Analytical Needs

Sample Group #: 06006909

Finalized: Jun 1 2006

Received: May 25 2006

Print Date: Jun 1 2006

Description: Dr. Praeger's Burgers & Pancakes

MATHHEW AARONSON ESQ.

Client #: 15596

TROUTMAN SANDERS, LLP

Phone: 212-704-6006

405 LEXINGTON AVENUE

Fax: 212-704-5901

NEW YORK , NY 10174

ANALYTICAL RESULTS

Results are representative of the sample(s) as submitted

Sample #: 06006909-3

Description: Broccoli Pancakes (Lot Code RO6CE)

ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
ASH <small>Analysis started on 5/27/2006</small>	1.5	%	0.1	AOAC 920.153	
SODIUM <small>Analysis started on 5/27/2006</small>	349	mg/100g	0.05	SW 6010 (FOODS)	

Sample #: 06006909-4

Description: Potato Pancakes (Lot Code IO5CH)

ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
FAT <small>Analysis started on 5/27/2006</small>	12.1	%	1	AOAC 922.06, 948.15	
CARBOHYDRATE <small>Analysis started on 5/27/2006</small>	19.1	%	1	CALC	
CALORIES <small>Analysis started on 5/27/2006</small>	198.1	Cal/100g	1	CALC	
PROTEIN <small>Analysis started on 5/27/2006</small>	3.2	%	0.1	AOAC 984.13 - Mod.	
MOISTURE <small>Analysis started on 5/27/2006</small>	64.2	%	0.1	AOAC - MOISTURE	
ASH <small>Analysis started on 5/27/2006</small>	1.4	%	0.1	AOAC 920.153	
SODIUM <small>Analysis started on 5/27/2006</small>	337	mg/100g	0.05	SW 6010 (FOODS)	

ABC Research Corp.

3437 S.W. 24th Avenue • Gainesville, Florida 32607 • 352-372-0436 • Fax 352-378-6483 • visit us @ www.abcr.com

A Better Company For Your Professional Analytical Needs

Sample Group #: 06006909

Finalized: Jun 1 2006

Received: May 25 2006

Print Date: Jun 1 2006

Description: Dr. Praeger's Burgers & Pancakes

MATHHEW AARONSON ESQ.

Client #: 15596

TROUTMAN SANDERS, LLP

Phone: 212-704-6006

405 LEXINGTON AVENUE

Fax: 212-704-5901

NEW YORK , NY 10174

ANALYTICAL RESULTS

Results are representative of the sample(s) as submitted

Sample #: 06006909-5

Description: Potato Pancakes (Lot Code R06CE)

ANALYSIS	RESULT	UNIT	DET. LIMIT	METHOD	REFERENCE
FAT <small>Analysis started on 5/27/2006</small>	9.3	%	1	AOAC 922.06, 948.15	
CARBOHYDRATE <small>Analysis started on 5/27/2006</small>	18.5	%	1	CALC	
CALORIES <small>Analysis started on 5/27/2006</small>	171.3	Cal/100g	1	CALC	
PROTEIN <small>Analysis started on 5/27/2006</small>	3.4	%	0.1	AOAC 984.13 - Mod.	
MOISTURE <small>Analysis started on 5/27/2006</small>	67.4	%	0.1	AOAC - MOISTURE	
ASH <small>Analysis started on 5/27/2006</small>	1.4	%	0.1	AOAC 920.153	
SODIUM <small>Analysis started on 5/27/2006</small>	321	mg/100g	0.05	SW 6010 (FOODS)	

ATTORNEY WORK PRODUCT/ATTORNEY-CLIENT COMMUNICATION/PRIVILEGED

Deviations from standardized methods: None unless otherwise noted.

ABC Research Corp.

3437 S.W. 24th Avenue • Gainesville, Florida 32607 • 352-372-0436 • Fax 352-378-6483 • visit us @ www.abcr.com

A Better Company For Your Professional Analytical Needs

Sample Group #: 06006909

Finalized: Jun 1 2006

Received: May 25 2006

Print Date Jun 1 2006

Description: Dr. Praeger's Burgers & Pancakes

MATHHEW AARONSON ESQ.

Client #: 15596

TROUTMAN SANDERS, LLP

Phone: 212-704-6006

405 LEXINGTON AVENUE

Fax: 212-704-5901

NEW YORK , NY 10174

ANALYTICAL RESULTS

Results are representative of the sample(s) as submitted

Respectfully submitted for ABC Research

Kathy Barry
Director, Chemistry Laboratory

This report may not be reproduced except in full, without the written approval of ABC Research Corp.
Unless notified, sample disposed of within 30 days of final report.

		Veggie Burger	78	62.0	6.9	11.4	1.5	219	18.2	203	8.9	171	158
6909-1													
6909-2	Broccoli Pancake, NO6BG	38	70.5	2.8	10.0	1.6	348	15.1	161.6	3.8	132	61	
6909-3	Broccoli Pancake, RO6CE	38	70.6	3.5	8.6	1.5	349	15.8	154.6	3.3	133	59	
6909-4	Potato Pancake, IO5CH	40	64.2	3.2	12.1	1.4	337	19.1	198.1	4.8	135	79	
6909-5	Potato Pancake, RO6CE	40	67.4	3.4	9.3	1.4	321	18.5	171.3	3.7	128	69	

Exhibit 7

Designated Confidential

Exhibit To Be Filed Separately Under Seal

Exhibit 8

Designated Confidential

Exhibit To Be Filed Separately Under Seal

Exhibit 9

Designated Confidential

Exhibit To Be Filed Separately Under Seal

Exhibit 10
Designated Confidential
Exhibit To Be Filed Separately Under Seal

Exhibit 11

Designated Confidential

Exhibit To Be Filed Separately Under Seal

Exhibit 12

Designated Confidential

Exhibit To Be Filed Separately Under Seal

TROUTMAN SANDERS LLP
David J. Sheehan (DS 4818)
Clement H. Berne (CB 3579)
The Legal Center
One Riverfront Plaza
Newark, New Jersey 07102
(973) 645-0772

UNITED STATES DISTRICT COURT
DISTRICT OF NEW JERSEY

-----X

ALEXANDRIA ELIAS, ROXANNE SCHER, DOLORES BAEZ and JENNIFER TOSI, on behalf of themselves and all others similarly situated,	:	Civil Action No.: 2:06-cv-02448-KSH-PS
Plaintiffs,	:	
-against-	:	ORDER
UNGAR'S FOOD PRODUCTS, INC., d/b/a DR. PRAEGER'S SENSIBLE FOODS and SENSIBLE FOODS LLC d/b/a, DR. PRAEGER'S SENSIBLE FOODS,	:	
Defendants.	:	

-----X

THIS MATTER having come before the Court on July 9, 2007; and the Court having considered the submissions of the parties, heard the arguments of counsel, and having found that the requirements of Rule 23 of the Federal Rules of Civil Procedure are satisfied, and for good cause shown;

IT IS ON THIS _____ day of _____, 2007, Ordered that

1. The class consisting of:

All persons in the United States (the fifty states and the District of Columbia) who purchased Dr. Praeger's California Veggie Burgers, Tex-Mex Veggie Burgers,

Broccoli Pancakes, Potato Pancakes and Spinach Pancakes during the period beginning on May 30, 2000 and ending on the date this Order is entered, excluding defendants, their parent, subsidiary and affiliated entities, any entity controlled by defendants, and the officers, directors, agents and employees of the foregoing entities and their immediate families,

is hereby certified under Rule 23 of the Federal Rules of Civil Procedure;

2. Plaintiffs Alexandria Elias, Roxanne Scher, Dolores Baez and Jennifer Tosi are hereby appointed as representatives of the Class certified by this Order;
3. The law firm of Troutman Sanders LLP is hereby appointed as Class Counsel;
4. Notice to the Class shall be disseminated in accordance with a Notice Program to be submitted by Class Counsel within 30 days of the date of this Order for the Court's approval.

SO ORDERED,

Honorable Katherine S. Hayden, U.S.D.J.